

command further comprises checking for the specification of a first device selected from the plurality of devices and the step of checking for the specification of the second function command further comprises checking for the specification of a second device selected from the plurality of devices.

3.12. A medium storing instructions for use in issuing function commands from a remote control device having a plurality of function keys and a memory storing a first remote control function command and a key reassignment table in which a second remote control function command is mapped to at least one key selected from the plurality of function keys, the instructions performing steps comprising:

checking for the activation of at least one of the plurality of function keys;

scanning the key reassignment table to determine if the second remote control function is mapped to the function key activated;

if the determination is positive, issuing from the remote control signals consistent with the second remote control function command; and

if the determination is negative, issuing from the remote control signals consistent with the first remote control function command.---

#### REMARKS

In the application claims 1-12 remain pending. No claims have been canceled. Claims 10-12 have been added by amendment and find their support in the specification and figures as originally filed. No new matter has been raised.

Claims 10-12 have been added by amendment to more distinctly recite what the Applicants regard as their invention. In this regard, claims 10-12 are generally directed to the same subject matter recited in claims 1-9 with the invention now being described in terms that are structurally and functionally interrelated to a medium. It is believed that claims 10-12 are distinguishable over the art of record in that, like claims 1-9, claims 10-12 require the use of function commands that are already stored in the memory of the remote control. As discussed in the preliminary response, Evans discloses assigning function commands to a function key

wherein the new function commands are required to be entered into the memory of the remote control.

In the Official Action, claims 1-9 were rejected under the judicially created doctrine of double patenting in view of claims 1-15 of U.S. Patent No. 6,014,092. The reconsideration of this rejection is respectfully requested. Specifically, the Applicants are submitting herewith a terminal disclaimer in the form required by 37 CFR 1.321(c). Believing that the filing of this terminal disclaimer cures the double patenting rejection, the Applicants respectfully request that this rejection now be withdrawn.

### CONCLUSION

The application is considered to be in good and proper form for allowance. Such action on the part of the Examiner is respectfully requested. Should it be determined that a telephone conference would expedite the prosecution of the subject application, the Examiner is respectfully requested to contact the attorney undersigned.

Respectfully submitted,

Date: June 12, 2000

By: 

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Certificate of Mailing Under 37 CFR 1.8: The undersigned hereby certifies that this Amendment and enclosures, are being deposited with the United States Postal Service, via First Class Mail, in an envelope addressed to Assistant Commissioner for Patent, Washington, DC 20231 on this 12<sup>th</sup> day of June, 2000.

By: 

Lisa Lyle

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